

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

02-20705

Case No. _____

18 U.S.C. § 2422(b)

18 U.S.C. § 1470

18 U.S.C. § 2253

18 U.S.C. § 1467

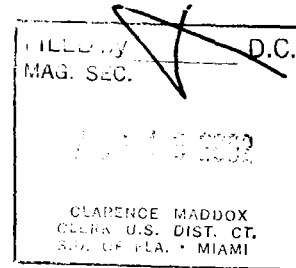
CR-GRAHAM

**MAGISTRATE JUDGE
GARBER**

UNITED STATES OF AMERICA

v.

MARK OBERMAIER



INDICTMENT

The Grand Jury charges that:

COUNT 1

From on or about June 13, 2002 through on or about June 14, 2002, in Miami-Dade County,
in the Southern District of Florida and elsewhere, the defendant,

MARK OBERMAIER,

did knowingly and intentionally by means of a facility of interstate commerce, that is, by computer
via the Internet and by a telephone, attempt to persuade, induce, entice, and coerce a person who has
not attained the age of 18 years to engage in a sexual activity for which any person can be charged
with a criminal offense; in violation of Title 18, United States Code, Section 2422(b).

COUNT 2

On June 14, 2002, in Miami-Dade County, in the Southern District of Florida and elsewhere,
the defendant,

MARK OBERMAIER,

md

did knowingly and intentionally by means of a facility of interstate commerce, that is, by computer via the Internet, attempt to transfer obscene matter to another individual who has not attained the age of 16 years, knowing that such other individual has not attained the age of 16 years; in violation of Title 18, United States Code, Section 1470.

FORFEITURE

As a result of the foregoing offenses alleged in this Indictment, the United States is entitled to forfeiture of, and the defendant, MARK OBERMAIER shall forfeit to the United States, any and all property, real and personal, used or intended to be used in any manner to commit and to promote the commission of the aforementioned violations, including, but not limited to a Maxtor 20 gigabyte hard drive, serial number B1EYA22E, and a web camera.

All in violation of Title 18, United States Code, Sections 1467 and 2253.

A TRUE BILL


FOREPERSON


GUY A. LEWIS
UNITED STATES ATTORNEY


DAVID A. GARDEY
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

CASE NO. 02-20705 CR-GRAHAM

v.

CERTIFICATE OF TRIAL ATTORNEY*

MAGISTRATE JUDGE
GARBER

MARK OBERMAIER

Superseding Case Information:

Court Division: (Select One)

X Miami Key West
 FTL WPB FTP

New Defendant(s) Yes ___ No ___
 Number of New Defendants ___
 Total number of counts ___

I do hereby certify that:

- I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
- I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

- Interpreter: (Yes or No) No
 List language and/or dialect

- This case will take 3 days for the parties to try.

- Please check appropriate category and type of offense listed below.
 (Check only one) (Check only one)

| | | | | |
|-----|------------------|-----|---------|-----|
| I | 0 to 5 days | X | Petty | ___ |
| II | 6 to 10 days | ___ | Minor | ___ |
| III | 11 to 20 days | ___ | Misdem. | ___ |
| IV | 21 to 60 days | ___ | Felony | X |
| V | 61 days and over | ___ | | |

- Has this case been previously filed in this District Court? (Yes or No) No

If yes:

Judge: _____
 (Attach copy of dispositive order)

Case No. _____

Has a complaint been filed in this matter? (Yes or No) No

If yes:

Magistrate Case No. _____

Related Miscellaneous numbers: _____

Defendant(s) in federal custody as of _____

Defendant(s) in state custody as of _____

Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) No

- Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999? ___ Yes X No If yes, was it pending in the Central Region? ___ Yes ___ No

- Did this case originate in the Narcotics Section, Miami? ___ Yes X No

DAVID GARDEY
 ASSISTANT UNITED STATES ATTORNEY
 Court Assigned No. A5500546

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

MARK OBERMAIER

02-20705 CR-GRAHAM

Defendant's Name: _____ No.: _____

Count #: 1

Using the internet to entice or persuade a minor to engage in illegal sex

CLERK OF COURT JUDGE

In violation of 18 USC § 2422(b)

GARBER

*Max. Penalty: 15 Years Imprisonment

Count #: 2

Using the internet to transfer obscene material to a person under the age of sixteen

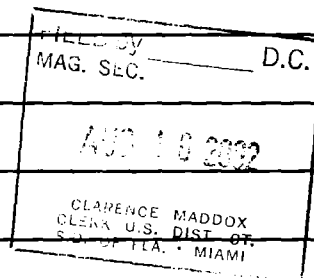
In violation of 18 USC § 1470

*Max Penalty: 10 Years Imprisonment

Count # :

*Max. Penalty:

Count #:



*Max. Penalty:

Count #:

*Max. Penalty:

Count #:

*Max. Penalty:

Count #:

*Max. Penalty:

***Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**

